

**BEFORE THE PUBLIC UTILITIES COMMISSION
OF THE STATE OF SOUTH DAKOTA**

IN THE MATTER OF THE COMPLAINT FILED)	ORDER DISMISSING
BY EARL M. BRIGGS, RAPID CITY, SOUTH)	COMPLAINT AND CLOSING
DAKOTA, AGAINST STARLINK)	DOCKET
COMMUNICATIONS, LLC REGARDING)	
UNAUTHORIZED BILLING OF SERVICES)	CT00-091

On July 27, 2000, the Public Utilities Commission (Commission) received a complaint filed by Earl M. Briggs, Rapid City, South Dakota (Complainant), against Starlink Communications, LLC (Starlink) regarding unauthorized billing of services.

On July 27, 2000, the complaint was faxed to Starlink. Pursuant to ARSD 20:10:01:09, Starlink was notified that it must satisfy the complaint or file an answer in writing with the Commission by August 16, 2000. The Commission has not received an answer from Starlink to this complaint. A hearing in this matter was scheduled for December 12, 2000. By order dated December 8, 2000, the hearing was cancelled as Commission Staff was informed that settlement had been reached in this matter.

The Commission finds that it has jurisdiction over this matter pursuant to SDCL Chapters 1-26, 49-13, including 49-13-1 through 49-13-14, inclusive, and SDCL Chapter 49-31, including 49-31-3, 49-31-7, 49-31-7.1, 49-31-7.2, 49-31-7.3, 49-31-7.4, 49-31-10, 49-31-11, 49-31-38, 49-31-38.1, 49-31-38.2, 49-31-38.3, 49-31-89 through 49-31-97, inclusive, and ARSD Chapters 20:10:01 and 20:10:34.

On January 4, 2001, at a regularly scheduled meeting, the Commission considered this matter. Upon recommendation of Commission Staff, the Commission voted to dismiss the complaint and close the docket. It is therefore

ORDERED, that the complaint shall be dismissed and the docket closed.

Dated at Pierre, South Dakota, this 10th day of January, 2001.

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this document has been served today upon all parties of record in this docket, as listed on the docket service list, by facsimile or by first class mail, in properly addressed envelopes, with charges prepaid thereon.

By: _____

Date: _____

(OFFICIAL SEAL)

BY ORDER OF THE COMMISSION:

JAMES A. BURG, Chairman

PAM NELSON, Commissioner

LASKA SCHOENFELDER, Commissioner